

STATE OF CALIFORNIA
CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

Minutes
21/22 September 2006
480th Regular Meeting
11020 Sun Center Drive, #200
Rancho Cordova, CA 95758

THURSDAY - 21 SEPTEMBER 2006

BOARD MEMBERS PRESENT

Robert Schneider, Chair, Karl Longley, Vice Chair, Paul Betancourt, Al Brizard, Kate Hart, Dan Odenweller, and Soapy Mulholland, Christopher Cabaldon, Members.

STAFF PRESENT

Pamela Creedon, Ken Landau, Jack DelConte, Loren Harlow, Frances McChesney, Janice Tanaka, Kiran Lanfranchi-Rizzardi, Loren Harlow, Dave Carlson, Dale Harvey, Matt Scroggins, David Sholes and.

OTHERS PRESENT

Bill Jennings	Jeff Roberts
Jeff Scharf	Al deHaai
Tess Dunham	Jakki MacDonald
Steven Hogg	Rosa Lau-Staggs
Roberta Larsen	David Cone
Warren Tellefson	James Babcock
James Ross	Rick Staggs
Bob Holquist	Jeffrey Misenhimer
James Ross	Maria Rea
Dennis Keller	

BOARD MEMBER COMMUNICATION

Kate Hart reported attending the 18 September staff workshop on the Mercury TMDL held at the CalEPA building.

Soapy Mulholland reported that she and Dr. Longley attended meetings with the Health and Safety Offices in Tulare and Fresno Counties, and she attended the Delta Blueprint Workshop Meeting in Oakland.

Karl Longley reported:

- Attended the Sustainable Conservation meeting in Modesto to discuss air and water issues at the dairy/urban interface (18 August)
- Gave presentations on salinity at the San Joaquin River Water Management Program Meeting on 17 August, at the Water and Waste Management meeting in Bakersfield on 20 September, and at the Regional Jobs Initiative – Food Cluster Group meeting on 18 September.
- He and Pamela Creedon met with Senator Arambula on 21 August on the irrigated lands waiver
- Meeting with Jeff Roberts on 23 August regarding salinity, with no discussion of any agenda item
- Salinity committee meeting at CalEPA office on 29 August
- Participated in the 30/31 August and 1 September field trip on Santa Ana Basin salinity issues
- Meeting with Cindy Forbes on 11 September
- Attended the 19 September TIC meeting. The tremendous work by industry in the TIC process will be evident when the Monitoring and Report Program is released.

Paul Betancourt attended the 18 September meeting with the Regional Jobs Initiative, and a 22 August water workshop in Mendota.

Dan Odenweller attended the 19 September TIC meeting, the field trip on 30/31 August and 1 September to look at the Santa Ana Region salinity control system, and has had numerous contacts regarding participation in the salinity task force.

Al Brizard participated in an 18 September meeting regarding dairies in Modesto.

Chairman Schneider reported on:

- Meeting with David Guy and Tim Johnson on Ag waiver process issues
- Attended NCWA Board meeting to answer questions
- Yolo Bypass working group discussing Delta TMDL and Bypass issues
- Yolo County Farm Bureau Board meeting to answer questions
- Met with David Corey
- Attended Ag Subcommittee meeting
- Met with Senator Arambula on Ag issues
- Chairs meeting, volunteering to help organize an environmental justice discussion at Water Quality Coordinating Meeting.

The Chair pointed out a Contra Costa Times article requesting stronger regulation on agricultural runoff, showing the concern of urban areas on the issue.

The Chair asked if any Board members would like to receive e-mails related to his activities as Chair to assist in continuity to a new Chair next year. Board members wanting to receive the information should contact the Chair directly.

The Chair noted the need to improve some Board meeting procedures. Deadlines for receipt of comments on agenda issues need to be defined. Revisions to documents for Board adoption should be fully written out so that it is clear to the Board and the public exactly what is being voted on. The Chair will work with the Executive Officer and Legal Counsel to develop written procedures on these matters.

EXECUTIVE OFFICER'S REPORT

Pamela Creedon discussed the additions to the EO Report, including the dairy groundwater issue reported by a citizen at a recent Board meeting, and the Mule Creek State Prison. USEPA, in response to the County's request for USEPA to take over enforcement at Mule Creek Prison, has concluded that the Regional Board is taking appropriate action and USEPA intervention is not needed.

PUBLIC FORUM

Jeff Scharf provided an update on cleanup at the Humboldt Road Burn Dump and thanked the Executive Officer and Board staff for invaluable aid for assistance in permitting and technical issues.

OTHER BUSINESS

History, Lithology, and Groundwater Conditions in the Tulare Lake Basin – An Information Report

David Sholes presented the staff report. This was for the Board's information only. No action was taken.

NPDES PERMITS

**City of Fresno and Copper River Ranch LLC; Consolidated Land Company and Consolidated Industries Inc.; and Fresno Metropolitan Flood Control District; North Fresno Wastewater Reclamation Facility
Fresno County - *Consideration of New NPDES Permit***

A public hearing was held. Matt Scroggins presented the staff report. Additional testimony was given by Steven Hogg, Roberta Larsen, Bill Jennings, Warren Tellefson, and Loren Harlow

R5-2006-0090

MOTION: By Mr. Longley seconded by Ms. Hart to approve the NPDES Permit. Unanimously approved.

ENFORCEMENT

~~Valley Waste Disposal Company and Cawelo Water District, Kern Front Oil Field – Cawelo Reservoir B, Kern County – Consideration of Renewal of a NPDES Permit and Adoption of a Time Schedule Order~~

THIS ITEM WAS REMOVED FROM THE AGENDA WILL BE HEARD AT A LATER DATE.

NPDES PERMITS

City Of Visalia Wastewater Treatment Facility, Tulare County – *Consideration of Renewal of a NPDES Permit*

A public hearing was held. Dale Harvey presented the staff report. Additional testimony was given by James Ross, Bill Jennings, Tess Dunham and Roberta Larson, and Bob Holquist.

R5-2006-0091 MOTION: By Mr. Longley seconded by Ms. Mulholland to approve the amended NPDES Permit. Approved with a vote of 6-1-1.

Cutler-Orosi Joint Powers Wastewater Authority, Wastewater Treatment Facility, Tulare County - *Consideration of Renewal of a NPDES Permit & Rescinding Cease and Desist Order*

A public hearing was held. Dale Harvey presented the staff report. Additional testimony was given by Bill Jennings.

R5-2006-0092 MOTION: By Mr. Longley seconded by Mr. Cabaldon to approve the amended NPDES Permit. Unanimously approved.

R5-2006-0093 MOTION: By Mr. Longley seconded by Ms. Mulholland to approve the Cease and Desist. Unanimously approved by role call vote.

The Board met in closed session to discuss ongoing litigation.

The meeting adjourned at 3:30 p.m. and continued to the Friday session.

FRIDAY - 22 SEPTEMBER 2006

BOARD MEMBERS PRESENT

Robert Schneider, Chair, Karl Longley, Vice Chair, Paul Betancourt, Al Brizard, Kate Hart, Dan Odenweller, and Soapy Mulholland, Members.

STAFF PRESENT

Pamela Creedon, Ken Landau, Jack DelConte, Jim Pedri, Frances McChesney, Janice Tanaka, Kiran Lanfranchi-Rizzardi, Dave Carlson, Wendy Wyels, Jim Rohrbach, Mark List, Tim O'Brien, Diana Messina, Amy Simpson, and

OTHERS PRESENT

Bill Jennings
Tess Dunham
Kristy Sayles
Katherine Wagner
Nichole Baker
Ashley Boren

Cary Keaton

OTHER BUSINESS

Sustainable Conservation – *An Information Item*

Ashley Boren, Executive Director of Sustainable Conservation, made a presentation. This was an information item. The Board took no action.

UNCONTESTED CALENDAR

ENFORCEMENT

Sacramento Cogeneration Authority, Sacramento Cogeneration Authority Project, Sacramento County – *Consideration of Resolution Rescinding NPDES Permit and Cease and Desist Order*

A public hearing was held. No one appeared to contest the proposed order.

R5-2006-0098 MOTION: By Mr. Cabaldon seconded by Ms. Mulholland to approve the NPDES order. Unanimously approved.

R5-2006-0099 MOTION: By Mr. Longley seconded by Ms. Cabaldon to approve the Cease & Desist order. Unanimously approved by roll call vote.

The County of Tuolumne and the County of Tuolumne Department of Public Works, Division of Solid Waste, Jamestown Municipal Solid Waste Landfill Facility, Tuolumne County – *Consideration of Cease and Desist Order*

A public hearing was held. No one appeared to contest the proposed order.

R5-2006-0100 MOTION: By Mr. Cabaldon seconded by Mr. Longley to approve the Cease & Desist order. Unanimously approved by roll call vote.

NPDES PERMITS

Uncontested NPDES Permits R5-2006-0105

- a. ~~Clear Creek Community Services District, Water Treatment Plant, Shasta County~~
THIS ITEM WAS REMOVED FROM THE AGENDA.
- b. City of Reedley, Wastewater Treatment Facility, Fresno County

Uncontested Rescissions R5-2006-0106

Tesoro Petroleum Corp., Occidental of Elk Hills, Inc., Kern County

WASTE DISCHARGE REQUIREMENTS

Uncontested Change of Name and/or Ownership R5-2006-0107

- a. Oak Lane Mobile Village, El Dorado County
- b. Big West of California LLC, Big West of CA Bakersfield Refinery, Kern County
- c. Sun Valley Trust, Claflin Lease, Edison Oil Field, Kern County
- d. R & R Resources, Berry Lease, Edison Oil Field, Kern County
- e. R & R Resources, Lehr Lease, Edison Oil Field, Kern County
- f. The Lost Sierras Mobile Home Park, Yuba County
- g. Hathaway, LLC, Quinn Lease Jasmin Oil Field, Kern County
- h. Stephen J. Schuster and Sierra Moon Homeowners' Association, WWTF, Butte County,
- i. Woodbridge Partners, Inc., Victor Fine Foods Facility, San Joaquin County

Uncontested Waste Discharge Requirements

- a. Lake County Public Services Department, Eastlake Sanitary Landfill, Class III Landfill, Class II Surface Impoundment, Construction, Operation, and Corrective Action, Lake County **R5-2006-0108**
- b. Alpha Dyno Nobel dba Alpha Explosives and Hercules Inc., In-Situ Groundwater Treatment System, Placer County **R5-2006-0110**

A public hearing was held. No one appeared to contest the proposed orders.

MOTION: By Mr. Longley seconded by Mr. Betancourt to approve Uncontested Orders. Unanimously approved.

CONTESTED CALENDAR

Spanish Flat Water District, Monticello Cemetery District and Napa County, Spanish Flat Wastewater Treatment and Disposal Facility, Napa County - *Consideration of Approval of a Third Revision of Monitoring and Reporting Program*

A public hearing was held. No one appeared to contest the proposed order.

R5-2006-0095 MOTION: By Mr. Longley seconded by Mr. Betancourt to approve the proposed order. Unanimously approved.

Linda County Water District, Wastewater Treatment Plant, Yuba and Sutter Counties – *Consideration of NPDES Permit Renewal and Time Schedule Order*

A public hearing was held. Amy Simpson and Diana Messina presented the staff report. Additional testimony was given by Brian Davis, Bill Jennings, Tess Dunham, Keith Smith, Bill Lewis, and Dave Carlson.

R5-2006-0096 MOTION: By Mr. Longley seconded by Mr. Betancourt to approve Uncontested Orders. Unanimously approved.

R5-2006-0097 MOTION: By Mr. Longley seconded by Mr. Betancourt to approve Uncontested Orders. Unanimously approved.

~~**Calpine Siskiyou Geothermal Partners, L.P. and CPN Telephone Flat, Inc. and U.S. Department of Agriculture, Forest Service and U.S. Department of Interior, Bureau of Land Management, Glass Mountain Unit Geothermal Exploration and Development Projects, Siskiyou County – *Consideration of Revised Waste Discharge Requirements (continued from May 2006 Board Meeting)***~~

THIS ITEM WAS REMOVED FROM THE AGENDA

City of Lathrop, Wastewater Recycling Plant, San Joaquin County - *Consideration of Adoption of Revised Waste Discharge Requirements and a New Master Reclamation Permit*

A public hearing was held. Wendy Wyels, Mark List and Tim O'Brien presented the staff report. Bill Jennings, Kristy Sayles and Cary Keaton provided additional testimony. This item was tabled and brought back after lunch.

R5-2006-0094 MOTION: By Mr. Longley seconded by Mr. Cabaldon to approve revised Waste Discharge Requirements and Master Reclamation Permit. Approved with a vote of 6, yes, 1, no and 1, abstain.

Indian Springs Elementary School, Geothermal Heating System, Modoc County – *Consideration of a NPDES Permit Renewal*

A public hearing was held. Jim Pedri and James Rohrbach presented the staff report.

R5-2006-0104 MOTION: By Mr. Longley seconded by Mr. Brizard to approve to NPDES Permit. Unanimously approved.

BOARD MEMBERS KARL LONGLEY, PAUL BETANCOURT AND SOAPY MULHOLLAND LEFT FOR THE DAY (2:15 P.M.) AND DID NOT VOTE ON THE FOLLOWING ITEMS.

City of Manteca, Lathrop, and Dutra Farms Wastewater Quality Control Facility, San Joaquin County – *Consideration of a NPDES Permit*

A public hearing was held. No one appeared to contest the proposed order.

R5-2006-0101 MOTION: By Mr. Schneider seconded by Ms. Hart to approve to approve the NPDES Permit. Unanimously approved.

City of Shasta Lake, Water Treatment Plant, Shasta County – *Consideration of a NPDES Permit Renewal*

A public hearing was held. Jim Pedri and Brian Smith presented the staff report. Bill Jennings gave additional testimony.

R5-2006-0102 MOTION: By Ms. Hart seconded by Mr. Schneider to approve the NPDES Permit. Unanimously approved.

City of Alturas, Wastewater Treatment Plant, Modoc County – *Consideration of a NPDES Permit Renewal*

A public hearing was held. No one appeared to contest the proposed order.

R5-2006-0103 MOTION: By Mr. Cabaldon seconded by Mr. Brizard to approve the NPDES Permit. Unanimously approved.

The Board met in closed session to discuss ongoing litigation.

The meeting was adjourned at 3:30 p.m. to the 26/27 October Board Meeting.